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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 31CFR 1.137(b)**

Docket Number HRT0148
RECEIVED

AUG 06 2003

First named inventor: Valley et al.

Application No.: 09/759,431

Filed: 1/12/01

Title: Methods and Apparatus for Anchoring and Occluding Member



Art Unit: 3763

Examiner: C. Rodriguez

OFFICE OF PETITIONS

Attention: Office of Petitions
Mail Stop Petition
Assistant Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450
FAX: (703)308-6916

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity-fee \$ _____ (37 CFR 1.117(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity - fee \$ 1,300.00 (37CFR 1.17(m)), charged to Deposit Account No. 10-0750/HRT0148/BST.

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in the form of an Amendment (identity type of reply):
- ☐ has been filed previously on _____
- ☒ is enclosed herewith.
- B. The issue fee of \$ _____
- ☐ has been paid previously on _____
- ☐ is authorized to Deposit Account No. 10-0750/HRT0148/BST.

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[page 1 of 2]

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3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

7/31/03

Date

Signature

Telephone Number: (732) 524-1239

Brian S. Tomko

Typed or printed name

Address Enclosures:

- ☐ Fee Payment
☐ Reply
☐ Terminal Disclaimer Form
☐ Additional sheets containing statements establishing unintentional delay
☐ Other:

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

7/31/03

Date

Signature

Brian S. Tomko

Typed or printed name of person signing certificate

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